



Austin City Council MINUTES

For AUGUST 6, 1987 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Memorandum To:

Mayor Cooksey called to order the meeting of the Council, noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved minutes for regular meeting of July 30, 1987 and special meetings of July 27, 1987 and July 28, 1987. (4-0 Vote, Councilmember Urdy and Nofziger, and Mayor Pro Tem Trevino out of the room)

CITIZEN COMMUNICATION

Bill Oakey talked about AIDS and Council agenda format.

ITEM POSTPONED

Postponed to August 27 at 6:00 p.m. is consideration of amending the Capital Improvements Budget to abandon some Electric CIP projects and transfer the funds made available to other Electric CIP projects.

ITEM POSTPONED

Postponed to August 13, 1987 is consideration of second reading of the Development Processing Ordinance (13-1) and the Performance Overlay Ordinance.

ZONING ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, passed through second/third readings of ordinances amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (7-0 Vote)

8/6/87

- (1) BOB WYRICK, EXECUTOR 2408 Lake Austin From "SF-3"
By Richard E. Duffy Boulevard and to "LR"
C14-87-023 501-503 Hearn
Street

First reading on June 4, 1987, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- (2) NORA MARTIN Intersection of From Interim "RR"
C14-85-288.68 Thunderbird Road to "LO"
and U. S. 290

First reading on June 18, 1986, (7-0). Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- (3) CAMERON OAKS JOINT 7517 Cameron From "GR"
VENTURE Road to "CS-1"
By Mac Spellman, Jr.
C14r-86-311

First reading January 29, 1987, (6-0). Councilmember Smoot Carl-Mitchell absent. Conditions have been met as follows: Development restricted to that shown on the site plan attached as an exhibit to the ordinance.

CIP AMENDMENT

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending the 1986-87 Capital Improvements Program by appropriating \$33,800.00 from the Golf Surcharge Fund to CIP No. 867708 - Golf Course Design for the Heritage Trails Golf Course. (7-0 Vote)

ITEMS POSTPONED

Postponed to August 27, 1987 at 6:00 p.m. are resolutions authorizing the filing of Eminent Domain Proceedings to acquire five easements for electrical transmission.

Postponed to no definite date is consideration of the Sustainable Industries R.F.P.

CONSENT RESOLUTIONS

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, adopted the following resolutions in one consent motion. (7-0 Vote)

Release of Easement

Authorized release of the following easement:

- a. A 25' drainage easement of record in Book 77, pages 233-239, Travis County Plat Records and located on Lot 26, Glenlake, Phase I, 3905 Ranch Creek Drive. (Request submitted by Dennis F. Kosar)

Eminent Domain Proceedings

Authorized eminent domain proceedings to acquire a subsurface wastewater easement on the following described tract of land in conjunction with the U.S. 183 at Loop 1 Interchange Project:

- a. 1,013 square feet, or .023 of one acre of land, more or less, out of Lot 6A, of the Resubdivision of Northwestern Addition, a subdivision in Travis County, Texas, according to map or plat of record in Volume 16, Page 34, of the Plat Records of Travis County, Texas. (Rolean B. Riddle II, and wife, Nancy Ruth Riddle, owners)

Capital Improvements Program

Authorized eminent domain proceedings to acquire in fee simple the following described tract of land for the U.S. 183 at Loop 1 Interchange Project: C.I.P. No. 85/62-01

- a. 7,772.38 square feet, or .1784 of one acre of land, more or less, out of Lot 6A, of the Resubdivision of Northwestern Industrial Addition, a subdivision in Travis County, Texas, according to map or plat of record in Volume 16, Page 34, of the Plat Records of Travis County, Texas. (Rolean Riddle, II, and wife, Nancy Ruth Riddle, owners)

Right-of-Way and Trade

Approved acquisition of right-of-way for the East Stassney Lane Project and trade of surplus City-owned property. (M.B. Flourney, owner) C.I.P. No. 81/62-11.

Community Facility Agreement

Approved an amendment to the Community Facility Agreement with Mac Spellman to provide for the construction of a 12-inch water line. C.I.P. No. 87/22-39.

Change Order

Approved the following change order:

- a. In the amount of \$34,282.00 to Staker Paving of Texas, for Duval Road Phase II Street and Drainage Improvements. (2.59% increase of the original contract amount of \$1,322,150.38 - Total change orders to date 7.16%) C.I.P. No. 79/62-03

Contracts Approved

Approved the following contracts:

- | | |
|---|--|
| a. ROBERT JENISCH CONSTRUCTION COMPANY, INC.
5109 Manchaca Road
Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Foundations and Underground Conduit
for Barton Substation Capacitor
Addition, Electric Utility Dept.
Total \$28,643.00 C.I.P. No.
86/16-02 |
| b. ZURN INDUSTRIES, INC.
General Air Division
1335 West 12th Street
Erie, Pennsylvania | - Two (2) Hydrogen Coolant
Purification Systems, Electric
Utility Department
Total \$61,902.00 87-0241-QM |
| c. PANHANDLE CONSTRUCTION
P. O. Box 506
Cedar Park, Texas | - Relocation of an 8" Wastewater
Line in the Robert E. Lee Road
Easement, Water and Wastewater
Department
Total \$241,557.00 87-C177-JJ |
| d. WHITTAKER GENERAL MEDICAL
P. O. Box 19259
Austin, Texas | - Surgical Wraps, Brackenridge
Hospital
Twelve (12) Month Supply Agreement
Total \$57,096.00 BS7-072 |
| e. TECHLINE, INC.
8750 Shoal Creek Boulevard
Austin, Texas | - Street Light Poles, General
Services Department
Item 2 - \$106,600.00 87-0298-RD |
| f. UNI-COPY CORPORATION
1011 West Anderson Lane
Austin, Texas | - Lease of Coin-operated Photocopiers,
Austin Public Library
One (1) Year Supply Agreement
Total \$29,685.60 87-S273-KM |

Professional Consulting Services, Austinplan

Approved contract negotiations for professional consulting services to provide an economic and fiscal impact analysis of Austinplan.

Item Postponed

Postponed to August 13, 1987 is consideration of entering into an Interlocal Cooperation Agreement with Travis County to provide for the continuation of the Mental Health Unit.

Interim Planning Board for the Homeless

Approved giving the Interim Planning Board for the Homeless a limited exemption from the Conflict of Interest provision of the Ethics Ordinance.

Item Postponed

Postponed until the third reading of the Development Process Ordinance is consideration of Water District submission requirement.

Employee Rights

Amended Section 4 of the June 13, 1985 resolution relating to employee rights to allow labor organizations the right to conduct informational recruiting and solicitation activities on City premises before or after work hours with authorization by the Department Head.

Public Hearing Set

Set a public hearing on an appeal of site development permit No. 8080, Stewart Landing Marina on Hurst Creek Road, Lake Travis Watershed: August 20, 1987 at 5:00 p.m.

ZONING ORDINANCE

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, passed through second/third readings of an ordinance amending Chapter 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Mayor Pro Tem Trevino out of the room)

EMERALD WRAY
By Carole Rylander
C14-87-087

4605-4609 IH-35
North

From "LO"
To "GR"

First reading on July 30, 1987, (6-0). Councilmember Humphrey out of room. Conditional upon a Restrictive Covenant limiting "GR" uses to those permitted in the "O" Office District under Chapter 13-2 limited to "LR" development standards and the submitted site plan. (6-0 Vote, Mayor Pro Tem Trevino out of the room)

CONTRACT APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Mayor Cooksey's second, approved the following contract: (4-2 Vote, Councilmember Humphrey and Nofziger voted No, Mayor Pro Tem Trevino out of the room.)

ROCKFORD BUSINESS INTERIORS
211 East Riverside Drive
Austin, Texas

- System Furniture, Electric
Utility Department
Item 1 - \$432,929.98
87-0303-DC

RECESS

Council recessed its meeting from 3:08 p.m. to 3:40 p.m.

CONTRACT APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution approving the following contract: (4-0 Vote, Councilmembers Carl-Mitchell, Shipman and Nofziger out of the room)

REEDRILL/TEXOMA, INC.
5817 La Lolina E.
San Antonio, Texas

- Truck Mounted Hole Digger,
General Services Department
Total \$84,000.00 87-0200FC/OM

WAIVER DENIED

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, DENIED request for waiver from the provisions of Ordinance No. 860717-A, the Right-of-Way Dedication and Reservation Ordinance, submitted by J. Patrick Roeder for the property located at 13906 Research Boulevard. (6-0 Vote, Councilmember Nofziger out of the room)

WASTEWATER SERVICE TO ROLLINGWOOD WEST

The Council, on Councilmember Humphrey's motion, Councilmember Urdy's second, adopted a resolution to approve entering into a contract with Rollingwood for provision of wastewater services to Rollingwood West. (7-0 Vote)

SEWER & DRAINAGE IMPROVEMENTS

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, adopted a resolution approving agreements between the City and the State Department of Highways and Public Transportation and Trammell-Crow Company for sewer and drainage improvements to Loop 1. (No City cost) (7-0 Vote)

FLOOR TO AREA RATIO STUDY

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, approved a request that the Planning Commission submit a recommendation on the Floor to Area Ratio Study by September 10, 1987. (7-0 Vote)

ITEM POSTPONED

The Council postponed to August 18, 1987 consideration of a hardship waiver of the development fees for Mrs. Rodriguez and the Rodriguez Subdivision.

ZONING ORDINANCE

Mayor Cooksey opened the public hearing set for 4:00 p.m. on the following two zoning cases. Council heard, closed the public hearings and dispensed with the cases as follows:

-87	JUNIOR LEAGUE OF	5408 Parkcrest	From "GR"
113	AUSTIN, INC.		To "CS-1"
	By Armbrust &		<u>ORDINANCE</u>
	Brown		

RECOMMENDED subject to rollback should liquor store cease and no on-site consumption.

(On Mayor Pro Tem Trevino's motion and Councilmember Humphrey's second, 7-0 Vote)

r-87	R.T. Mayfield &	3815 Spicewood	From "LO"
089	Gerald Kuchera	Springs Road	To "LR" & "GR"
	By Kristaponis,		<u>FIRST READING</u>
	Gregory & Assoc.		

RECOMMENDED subject to neighborhood agreements.

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, 7-0 Vote)

RECOGNITION OF GUESTS

Mayor Cooksey recognized the presence in the Council Chamber of a Boy Scout troop who were present to observe the Council in action.

EXECUTIVE SESSION

Mayor Cooksey announced Council would go into Executive Session, pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss matters of land acquisition, litigation, and for personnel matters. No final action, decision or vote by the City Council will be taken on any subject or matter unless specifically listed on the agenda for this meeting.

1. Pending Litigation - Section 2, Paragraph e
 - (a) City of Austin v. Houston Lighting and Power
 - (b) Overton et al v. City of Austin

2. Land Acquisition - Section 2, Paragraph f
 - (a) Parmer Lane Right-of-Way
 - (b) Aviation Related Issue
 - (c) Avante Plaza

RECESS

Council recessed its meeting from 4:03 p.m. to 6:05 p.m.

RIGHT-OF-WAY FOR PARMER LANE/RR 620 PROJECT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted a resolution for an Agreement for Conveyance of right-of-way for the Parmer Lane/RR 620 Project with San Antonio Savings Association. (6-0 Vote, Councilmember Shipman absent at this point. She left the Council Chamber at the close of the executive session.)

This approval is contingent upon the Highway Department approval.

PUBLIC HEARING - LONE STAR GAS COMPANY REQUEST

Mayor Cooksey opened the public hearing set for 6:00 p.m. on request of Lone Star Gas Company for a Public Utility Franchise.

Jonathan Davis, First Assistant City Attorney, explained. Jim Rankin and June Appel made some remarks in answer to questions by Councilmember Humphrey.

Motion

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, closed the public hearing and passed through FIRST READING ONLY the request of the Lone Star Gas Company for a Public Utility Franchise, limited to twenty years. (6-0 Vote, Councilmember Shipman absent.)

ADJOURNMENT

Council adjourned its meeting at 6:25 p.m.